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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE  
COMPANY,

USA CAPITAL REALTY ADVISORS, LLC,<sup>1</sup>

USA CAPITAL DIVERSIFIED TRUST DEED  
FUND, LLC,

USA CAPITAL FIRST TRUST DEED FUND,  
LLC,<sup>2</sup>

USA SECURITIES, LLC,<sup>3</sup>

Debtors.

Case No. BK-S-06-10725-LBR  
Case No. BK-S-06-10726-LBR<sup>1</sup>  
Case No. BK-S-06-10727-LBR  
Case No. BK-S-06-10728-LBR<sup>2</sup>  
Case No. BK-S-06-10729-LBR<sup>3</sup>

CHAPTER 11

Jointly Administered Under Case No. BK-S-06-10725 LBR

**USACM TRUST WITHDRAWAL  
OF OBJECTION TO PROOFS OF  
CLAIM FILED BY DEVELOPERS  
CAPITAL FUNDING CORP.**

**Hearing Date: June 24, 2009  
Time: 9:30 a.m.**

**Affects:**

- ☐ All Debtors  
☒ USA Commercial Mortgage Company  
☐ USA Capital Realty Advisors, LLC  
☐ USA Capital Diversified Trust Deed Fund, LLC  
☐ USA Capital First Trust Deed Fund, LLC  
☐ USA Securities, LLC

The USACM Liquidating Trust ("USACM Trust"), filed an Objection to Proofs of Claim of Developers Capital Funding, Corp. [DE 7063]. The objection requested that Proofs of Claim No. 10725-00217 and 10725-00224 filed by Developers Capital Funding, Corp., ("Developers"), be disallowed based on lack of sufficient documentation. The USACM Trust was contacted by a representative of Developers and provided documentation.

<sup>1</sup> This bankruptcy case was closed on September 23, 2008.

<sup>2</sup> This bankruptcy case was closed on October 12, 2007.

<sup>3</sup> This bankruptcy case was closed on December 21, 2007.



1 The matter came before the Court for a hearing on June 24, 2009. Counsel for the  
2 USACM Trust advised the Court that the documentation had been received and would  
3 withdraw its objection based on lack of documentation.

4 Wherefore, the USACM Trust withdraws its objection to proof of claim 10725-  
5 00217 and 10725-00224 filed by Developers, but reserves the right to object at a later date,  
6 or re-assert this objection after a review of the documentation provided. .

7 Respectfully submitted July 27, 2009

8  
9 **LEWIS AND ROCA LLP**

10 By: /s/ JH (#018024)

11 Rob Charles, NV 6593

12 John Hinderaker, AZ 018024

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*Counsel for USACM Liquidating Trust*

13 Copy of the foregoing mailed on  
14 July 27, 2009, to:

15 Doug Esteves

16 Developers Capital Funding

4500 S. Lakeshore Dr., Suite 322

17 Tempe, AZ 85282-7190

18 /s/ Carrie Lawrence